

25-1871
Subject
322

OGC Has Reviewed

24 November 1952

MEMORANDUM FOR: CAO/DD/P

SUBJECT: Request for Reimbursement of Storage Charges to Miss
25X1A [REDACTED]

1. This is in supplement to our memorandum of 10 October 1952 to the DD/A on the same subject. At that time we were told by several officials concerned with this case that [REDACTED] was seeking to be sent overseas, but was having difficulty in accomplishing this and might continue indefinitely in this status or not succeed at all. She had been slated for at least two different posts but other necessary arrangements could not be worked out so that orders could issue to her.

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2. The memorandum of 19 September 1952 from the Chief, PP to the DD/A indicated in paragraph 8 that vouchers for future storage charges would continue to be presented to the Agency for payment.

3. It is consistent Agency and Governmental practice to refuse reimbursement for travel expenses incurred in anticipation of the issuance of travel orders which are never in fact issued. The most frequent cases are where leases are terminated, houses sold, or house-held goods crated or stored, but the anticipated orders are not forthcoming. The case of [REDACTED] as presented, seemed less persuasive than others, involving as it did the payment of storage charges for an indefinite time until the employee should actually receive travel orders to a foreign post.

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4. It was stated several days ago that plans for assigning Miss [REDACTED] to [REDACTED] have now been given up and that any foreign assignment for her is doubtful.

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5. There appears to be no provision of law or regulation which authorizes the payment requested here. Thus a special approval by the DD/A under [REDACTED] Regulations would be necessary. That Section is based on the special powers of the Director contained in the basic legislation of the Agency and should not be invoked in normal administrative matters which are common to other Government agencies. The DD/A has taken a strong position on this matter in [REDACTED], making special reference to travel expenses.

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6. The circumstances of this case, as known to us, do not appear to justify a special approval of storage expenses. It is not adequate to show that [REDACTED] was told she would be sent to a certain port and that Agency records reflect it was planned to send her there. If approval is to be given, a determination would be required that Miss [REDACTED] left her effects in storage pursuant to express or implied instructions from the Agency, based on special operational necessity, and that this situation existed continuously for some period commencing prior to the end of the three months' Government-paid storage. In such event, there would be no legal objection to payment of storage charges for that period [REDACTED]

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Attachments - Subject correspondence

OGC/RCH:lmm

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